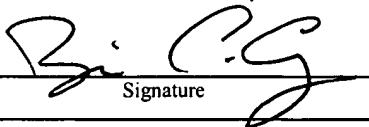


AF
JFWCERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Brian C. Carey
Type or print name


Signature

October 11, 2006
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF
JEFFREY MILLER, ET AL
APPLICATION NO: 09/975,813
FILED: 10/12/2001
FOR: ASSAYS AND PEPTIDE SUBSTRATE FOR DETERMINING
AGGREGAN DEGRADING METALLO PROTEASE ACTIVITY

ART UNIT: 1652
EXAMINER: FRONDA, CHRISTIAN L

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated August 9, 2006 finally rejecting claims 4, 7-23, 31, 32, 53 and 54.

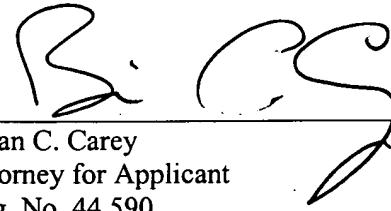
- Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$500 for payment of the appeal fee. An additional copy of this paper is here enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company.
- The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Patent Appeals and Interferences. No fee is now due.

10/17/2006 DEMMANU1 00000028 193880 09975813

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Enclosed is a Petition for Extension of Time.

Respectfully submitted,



Brian C. Carey
Attorney for Applicant
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Phone: 609-252-3883

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000

Date: October 11, 2006